

## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

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SOVERAIN SOFTWARE LLC,

Plaintiff,

V.

CDW CORPORATION, NEWEGG INC., REDCATS USA, INC., SYSTEMAX INC., ZAPPOS.COM, INC., REDCATS USA, L.P., THE SPORTSMAN'S GUIDE, INC., and TIGERDIRECT, INC.,

Defendants.

Civil Action No. 6:07-CV-00511-LED

## **DEFENDANT NEWEGG'S TRIAL EXHIBITS LIST (NO OBJECTIONS)**

Presiding Judge: Leonard Davis	Plaintiff's Attorney(s): Kenneth Adamo, Thomas Giannetti, Barry Satine, Clark Craddock	Defendant's Attorneys: Richard Sayles, Mark Strachan, Kent Baldauf, Jr., David Hanson, Daniel Brean
Trial / Hearing Date(s):	Court Reporter:	Courtroom Deputy:
April 26, 2010 – April 30, 2010	Shea Sloan	Rosa Ferguson

Note: Newegg's trial exhibits are not sequentially numbered, since previous versions of the list included exhibits that were subsequently withdrawn.

DEF. EX. NO.	DESCRIPTION	PRODUCTION NO.
• 2	How to Get the Most Out of CompuServe, 4 <sup>th</sup> Edition (1989) by Bowen and Peyton (Excerpts Attached as Exh 7 to Docket #247)	
• 3	CompuServe CIM Running Start (1993) by Bob Campbell (Excerpts Attached as Exh 6 to Docket #247)	



. 4	Using CompuServe by Ellsworth and Ellsworth (published March 30, 1994) (Excerpts attached as Exh 8 to Docket #247)	
. 5	Certified copyright registration for Using CompuServe by Ellsworth and Ellsworth (published March 30, 1994) (Exh 9 to Docket #247)	
٠ 6	Declaration of William P. Boger(11/17/2009)	
. 7	Navigating the Internet, Smith and Gibbs (March 25, 1994) pages 5, 23-26, 183-184, and 191-193(Exh 10 to Docket #247)	
. 8	Certified Copyright Registration for Navigating the Internet, Smith and Gibbs (March 25, 1994) establishing the date of publication(Exh 11 to Docket #247)	
• 9	Designing Systems for Internet Commerce, Second Edition, Treese and Stewart (2003) (Exh 12 to Docket #247)	
'11	U.S. Patent No. 5,774,670 to Montulli, issued on June 30, 1998	
12	U.S. Patent No. 5,724,424 to Gifford, issued on March 3, 1998	
• 14	Amendment dated May 15, 2001 filed at the Patent Office in connection with the application which resulted in the '639 patent(Exh. C to docket # 221)	·
15	Amendment dated December 28, 2001 filed at the Patent Office in connection with the application which resulted in the '639 patent(Exh D to docket # 221)	·
•16	Excerpted pages from a book by G. Winfield Treese and Lawrence C. Stewart, both named inventors of the '639 and '780 patents, entitled "Designing Systems for Internet Commerce," Addison-Welsey (2nd ed. 2003).(Exh E to docket # 221)	
· 20	Declaration filed by Lou Montulli filed in connection with prosecution of U.S. Patent Application Serial No. 08/918,977, which is a divisional application of the Montulli patent(Exh L to docket # 221)	

• 21	"Persistent Client State HTTP Cookies," which was published by Netscape on its website between December 1994 and January 1995(Exh M to docket # 221)	
. 22	Article by David M. Kristol entitled "HTTP Cookies: Standards, Privacy, and Politics," published in 2001(Exh N to docket # 221)	
. 25	WWW-Talk Montulli 4/18/95	SVN2-0041802- 804
· 27	Johnson et al. U.S. Patent No. 5,560,008.  Appendices A-E of '314 Patent	
• 34	Email from Lawrence Stewart to Bill Dally of 5/19/1995(Exh 7 to docket # 231)	SOV-E0009539- 40
. 35	Email from Lawrence Stewart to Andrew Payne of 5/3/1995(Exh 8 to docket # 231)	SOV0003587-88
. 37	IDS dated 3/27/1996(Exh 10 to docket # 231)	
• 48	Newegg MIS Dep't Presentation	NEW008317-46
. 51	Open Market memo re payment system, by Lawrence Stewart	SVN2-0072064- 71 (Stewart Depo Ex. 9)
• 52	Routines for talking to payment database at Open Market	SVN2-0024292 (Stewart Depo Ex. 10)
, 53	Email from Lawrence Stewart	SVN2-0039738- 39 (Stewart Depo Ex. 14)
. 54	Email from Lawrence Stewart	SVN2-0039787- 91 (Stewart Depo Ex. 17)
• 56	Designing Systems for Internet Commerce by Treese & Stewart Addison-Wesley Professional, 04/1998, 400 pages, ISBN-0- 201-57167-6	,
. 57	Source code from Lawrence Stewart	SVN2-0025102- 103 (Payne Depo Ex. 19)
. 58	Source code from Andrew Payne	SVN2-0025329- 31 (Payne Depo Ex. 20)
*59	Open Market press release of 10/24/1994	SOV-E 0000980- 85 (Treese Depo Ex. 7) SVN0-0025800
, 60	Open Market Http code	(Treese Depo Ex. 9)

· 61	Declaration of Prior Invention to Overcome Cited Reference(s) Under 37 C.F.R. § 1.131 for Serial No. 09-005,479 dated October 19, 2006	Treese Depo. Ex.
. 62	HTML for Dummies 3rd ed. by Tittel et al. For Dummies, 1997, 404 pgs, ISBN-0-7645-0214-X	
63	CGI Bible: With CDROM by Tittel et al, Wiley Publishing, 1996, 618 pgs, ISBN-0- 7645-8016-7	
• 64	Building Web Commerce Sites by Tittel et al., Wiley Publishing, 2000, 382 pgs ISBN-0-7645-3032-1	
.65	Foundations of World Wide Web Programming with HTML & CGI with CD- ROM by Tittel, Dreiser Wiley Publishing, 1995, 648 pgs, ISBN-1-56884-703-3	
<b>1</b> 66	Navigating the Internet, Deluxe.by Smith & Gibbs Sams Publishing, 1994, 640 pgs,ISBN-0-672-30485-6	
. 69	ShoppingCartCheckOutBL.cs	NEW0000441
'71	Newegg screen shot shopping_flow_part11.Home	
- 74	Newegg screen shot shopping_flow_part12. Search SSD	
. 78	Newegg screen shot shopping_flow_part13.Add To Cart	
.81	Newegg screen shot shopping_flow_part14. View Shopping Cart	·
• 83	Newegg screen shot shopping_flow_part15.Login	
* 85	Newegg screen shot shopping_flow_part2A.View cart_2 Items	
. 88	Newegg screen shot shopping_flow_part26.Check out	
• 91	Newegg screen shot shopping_flow_part27.Home Again	
94	Newegg screen shot shopping_flow_part28.Search sata 3.0gb cable	
96	Newegg screen shot shopping_flow_part29.Add card to cart	

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,100	Newegg screen shot	
,100	shopping_flow_part3B.Login to checkout	
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103	Newegg screen shot shopping_flow_part3C.Checkout_step1	
105	shopping now parts c. checkout_step1	
	Newegg screen shot	
·106	shopping flow part3D.Checkout Step2	
	Newegg screen shot	
109	shopping_flow_part3E.Order Done	
1112	Photographs of Newegg Facilities	
• 116	ShoppingRealTimeBL.cs	NEW0000441
•117		NEW0000441
1	ShoppingRealTimeDA.cs	
•118	DataCommand_Addtion.config	NEW0000441
	http://www.ietf.org/rfc/rfc791.txt"Internet	
	Protocol Darpa Internet Program Protocol Specification" (9/1981) (Exh 14 to docket #	
•137	230)	
- 10.	Newegg System Diagrams (Exh 15 to	NEW0000232-
•138	docket # 230)	33
	Newegg About Us and FAQ pages (Exh 17	
•140	to docket # 230)	,
	Newegg Flowchart (Exh 18 to docket #	
. 141	230)	NEW0000002-3
	Appendix G to '314 Patent (Exh. 26 to	
• 146	docket # 258)	
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	Design," The Benjamin/Cummings	
	Publishing Company, Inc. (1992) (Exh 20	
-171	to Docket #247)	
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	Wall Street Journal Article re Open Market	
• 172	of 3/3/1998(Exh C to Docket #257)	SOV0085655
	Building Web Commerce Sites, Tittel et	Tittel Depo. Ex
.175	al.(Exh F to Docket #257)	11
• 177	Server Diagram(Exh 3 to Docket # 262)	NEW0000234
	Transact software license from Open	
• 192	Market to Bureau of National Affairs	SOV0158819-29
	Transact software license from Open	
• 193	Market to McGraw-Hill	SOV0159085-92
	Transact software license from Open	A01100000000000
194	Market to Clearview Technologies	SOV0085865-73
•	Transact software license from Open	20110120000 C
195	Market to Bureau of National Affairs	SOV0158830-43

. 196	Transact software license from Open Market to MIC Systems	SOV0160541-53
197	Transact software license from Open Market to Thomson Learning	SOV0159498 - 508
· 198	Transact software license from Open Market to Novis	SOV0160562-83
199	Transact software license from Open Market to Corel	SOV0158664-77
· 200	Transact software license from Open Market to Finsiel Spa	SOV0160415- 26SOV0160449- 59
· 201	Transact CSP software license from Open Market to AT&T Corp.	SOV0093315-57
· 202	Transact CSP software license from Open Market to Blue Window	SOV0160638-66
. 203	Transact CSP software license from Open Market to MTS Advanced	SOV0159257-91 (Ghosh Depo. Ex. 4)
• 204	Transact CSP software license from Open Market to Nippon Telegraph	SOV0159801-34
•205	Transact CSP software license from Open Market to Cable and Wireless PLC	SOV0160127- 202;(Ghosh Depo Ex. 7)
•206	Transact CSP software license from Open Market to Demon Internet, Ltd.	SOV0159768-92
• 207	Transact CSP software license from Open Market to Telia Electronic Commerce AB	SOV0160701-50
. 208	Transact CSP software license from Open Market to Marand d.o.o.	SOV0159523-40 (Ghosh Depo Ex. 5)SOV0159567- 84
. 209	Transact CSP software license from Open Market to Demon Internet, Ltd.	SOV0159751-66
. 210	Transact CSP software license from Open Market to Canal	SOV0160219-34
· 211	Transact CSP software license from Open Market to Terranet, Ltd.	SOV0160803-22
· 212	Transact CSP software license from Open Market to Reuters Limited	SOV0159320-53
- 213	Transact CSP software license from Open Market to Kocsistem-Bilgi Ve Iletisim Hizmetleri As	SOV0160481-97
214	Transact CSP software license from Open Market to Lynk Systems	SOV0159615-66 (Ghosh Depo Ex. 6)
• 215	Transact CSP software license from Open Market to NTT PC Communications	SOV0159864-71

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•216	Transact CSP software license from Open Market to Wind Telecommunicaczioni Spa	SOV0160852-66
. 217	Transact software license from divine to Houghton Mifflin	SOV0158721-33
.218	Transact CSP software license from Open Market to Swisscom AG, BusinessCom Eleconic Commerce Solutions	SOV0160619-23 SVN2-0079969
• 220	Internal Open Market Documents	- 0080059
• 221	History of Intershop Efinity product, Attachment B to Supplemental expert report of W. Christopher Bakewell (9/22/2009)	
• 222	Overview of Intershop Efinity functionality, Attachment C to Supplemental expert report of W. Christopher Bakewell (9/22/2009)	
• 223	Patent license from Open Market to Johnson & Johnson Vision Care	SVN2-0040620- 23 (Ghosh Depo. Ex. 13)
. 224	Patent license from Open Market to Internet Number Corp.	SVN2-0040611- 19 (Ghosh Depo, Ex. 12)
• 225	Patent license from divine to Emagio, Inc.	SVN2-0040585- 89
• 226	Patent license from divine to Natural Foods, Inc.	SVN2-0040639- 42
• 227	Patent license from divine to Webster Orchard / The Fruit Company, Inc.	SVN2-0040673- 77
• 228	Patent license from divine to Perfumania.com	SVN2-0040648- 52
•229	Patent license from divine to Game Link, Inc.	SVN2-0040601- 05
• 230	Patent license from divine to Bikecology, Inc.	SVN2-0040559- 63
. 231	Patent license from divine to Cartronix, Inc.	SVN2-0040569- 74
• 232	Patent license from divine to L.H. Internet	SVN2-0040634- 38
, 233	Patent license from divine to Katco Industries	SVN2-0040624- 28
• 234	Patent license from divine to Glooks.com	SVN2-0040606- 10
· 235	Patent license from divine to Spun.com	SVN2-0040653- 57
. 236	Patent license from divine to Kreiss Enterprises, Inc.	SVN2-0040629- 33

. 237	Patent license from divine to Odimo, Inc.	SVN2-0040643- 47
• 238	Patent license from divine to Cadence 120 Bicycle Works	SVN2-0040564- 68
• 239	Patent license from divine to Tryiton Eyewear, LLC	SVN2-0040668- 72
• 240	Patent license from divine to Bissenger French Confections	SVN2-0040554- 58
• 241	Patent license from divine to DVDPlanet.com, Inc.	SVN2-0040580- 84
· 242	Patent license from divine to System Optics, Inc.	SVN2-0040658- 62
. 243	Open Market Proposed Patent License Terms	SOV0095678-79 (Ghosh Depo Ex. 14)
. 244	Open Market correspondence and proposed assignment of patents to Ricos International	SOV0093369-83 (Ghosh Depo. Ex. 11) SOV0105039-59
• 245	Harvard Business School Article Concerning Open Market	(Ghosh Depo Ex.
• 247	Soverain CSP Program Summary	SVN2-0080135 (Wolanyk Depo Ex. 2)
• 248	Soverain Transact Strategy	SVN2-0080068- 76
• 250	Soverain Transact Income Statement for 2003-2008	SVN2-0080060 (Wolanyk Depo Ex. 6)
252	Open Market Form 10-K for fiscal year ended December 31, 1996	SOV0206243- 414
. 253	Open Market Form 10-K for fiscal year ended December 31, 1999	SOV0206699- 819
• 254	Open Market Form 10-K for fiscal year ended December 31, 2000	SOV0206820- 207035
. 255	Open Market Form 10-Q for six months ended June 30, 2001	
• 256	Open Market Financials	SOV0171074- 126
• 268	CV of W. Christopher Bakewell, Attachment A to expert report of W. Christopher Bakewell (8/31/2009)	
• 269	Internal Open Market strategy document	SVN2-0077080- 87
1270	Newegg customer poll	NEW028553-54
•272	Open Market Internal licensing document	ESDALE06642-

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• 273	Soverain Internal strategy document	SVN2-0080068- 76
•274	Open Market's form 10-K for the fiscal year ended December 31, 1997	SOV0206415- 504
• 275	Open Market's form 10-K/A for the fiscal year ended December 31, 2000	
- 276	Divine, Inc.'s Form 8-K (filed May 6, 2003)	****
•278	"Integrating Content and Commerce," A Technical White Paper from Open Market, Inc.(10/18/1999)	SVN20079917- 940
• 283	Open Market, Inc., Montgomery Securities Analyst Report March 4, 1998	WEINBERGER0 00480
• 284	Newegg.com Information Memorandum March 2005	NEW027690- 27736
• 285	Newegg.com Board of Directors Meetings, Financial Update – Q3 Results, Q4 and Full Year Outlook(11/9/2007) Newegg.com Corporate Summary,	NEW013712- 729
	http://www.newegg.com/Info/AboutUs.a spx	,
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. 295	Newegg.com Online Poll Results http://secure.newegg.com/FeedBack/Online PollResult.aspx	
• 296	Newegg.com Awards/Rankings http://www.newegg.com/Info/Awards.as px	
• 298	Newegg.com Fact Sheethttp://www.newegg.com/Info/Fact Sheet.aspx.	
• 300	Article— "Open Market Sues Intershop Over Patent Infringement," http://www.crn.com/it-channel/ 18812942;jsessionid= LHYUVEC12TJ4LQE1GHOSKH4ATMY 32JVN f/n. 150(1/26/2001)	
. 301	Article—"Where is It Now? Open Market's Fall," http://www.businessweek.com/1999/99 44/b3653038.htm(11/1/1999)	
• 303	United States Patent No. 5,715,314	AL SWA HIRA
• 304	United States Patent No. 5,909,492	

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• 305	United States Patent No. 7,272,639	
· 306	United States Patent No. 5,708,780	
. 307	United States Patent No. 5,715,314 C1	
- 308	United States Patent No. 5,909,492 C1	
*311	Selling on Amazon.com—Amazon Marketplace;http://www.amazon.com/g p/help/customer/display.html?ie=UTF8& nodeld=1161232.	
•312	Selling on Amazon.com—Fees and Pricing; http://www.amazon.com/gp/help/customer/display.html?ie=UTF8&nodeld=1161 240.	
·313	Yahoo! Store, "What is Yahoo Merchant Solutions," http://onlinebusiness.about.com/od/sellinggoodsonline/p/yahoo-store.htm?p=1.	
·314	Google Checkout—Increase Online Sales Using Google Checkout, https://checkout.google.com/sell/?gsess ionid=bwGYf6Ni2iw	
. 315	Google Checkout—The Google Checkout Buyer Experience, https://checkout.google.com/seller/experience.html	
. 341	Open Market, Inc. Annual Report for 1997	SOV0100200- 235
342	Divine, Inc. Form 10-K 405 for the fiscal year ended December 31, 2001	
* 343	Divine, Inc. 8-K (Filed 5/06/2003)	
• 345	Mergent Company Report, Divine, Inc. (11/30/2001)	
•349	Article— "Divine Bids US\$59.3m for Open Market," http://www.internetnews.com/xSP/article.php/867161/divine+Bids+US593m+For+Open+Market.htm (8/16/2001)	
· 352	Soverain-About Us, http://www.soverain.com/asp/about/	· · · · · · · · · · · · · · · · · · ·
+ 353	Soverain-Legacy, http://www.soverain.com/asp/about/about_legacy.asp	
<b>`</b> 354	"Soverain—Transact A Full-Service E- Commerce System,"www.soverain.com/pdf/transac t_product_overview.pdf (2009)	

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	Foresee Results to Gauge Satisfaction	
	of Diverse Customers,"	
	http://www.foreseeresults.com/Press N	
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	Article—"Leading Online Electronics	
	Retailer Newegg Begins New Year With Key Awards,"	
	http://www.newegg.com/Info/Newsroom	
•358	Detail.aspx?ID=492&Type=3 (1/28/2009)	
330	Detail.aspx:115 472@1790 5 (1720/2007)	LI CONTROL CON
1350	The Later of Communication of the Later of t	WEINBERGER0
*359	The Internet Commerce Software Market	02353-55
	Correspondence between representatives of	,
	Open Market, Inc. and Johnson & Johnson	
<b>• 363</b>	Vision Care, Inc. (5/30/2000)	SOV0083251
	Correspondence between representatives of	,
	Divine Technology Ventures and Emagio,	
• 364	Inc. (9/20/2002)	SOV0095764
	Correspondence between representatives of	
	Divine Technology Ventures and Emagio,	
•365	Inc. (9/17/2002)	SOV0095770
303	110. (7.17.2002)	8010033770
	Correspondence between representatives of	
•366	Divine Technology Ventures and Natural	SOV0086455
+300	Foods, Inc. (9/24/2002)	30 V 00 00 4 3 3
	Correspondence between representatives of	-
	Divine Technology Ventures and Natural	
1 367	Foods, Inc. (9/13/2002)	SOV0086468
	Correspondence between representatives of	
Ē	Divine Technology Ventures and Natural	
*368	Foods, Inc. (8/28/2002)	SOV0086477
		,
	Correspondence between representatives of	
	Divine Technology Ventures and Webster	
	Orchard, Inc./The Fruit Company, Inc.	
369	(9/24/2002)	SOV0086870
	Correspondence between representatives of	
1	Divine Technology Ventures and Webster	
370	Orchard, Inc./The Fruit Company, Inc. (8/28/2002)	SOV0086883
370		55 1000005
	Complaint filed by Divine Technology	G0370004004
3771	Ventures against Allwall Technologies, Inc.	SOV0086885-
371	d/b/a/ Art.com (9/9/2002)	891

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• 372	Correspondence between representatives of Divine Technology Ventures and Perfumania.com (10/2002)	SOV0096324- 327
. 373	Correspondence between representatives of Divine Technology Ventures and Perfumania.com (10/3/2002)	SOV0096339
• 374	Correspondence between representatives of Divine Technology Ventures and Perfumania.com (9/17/2002)	SOV0096347- , 348
• 375	Correspondence between representatives of Divine Technology Ventures and Perfumania.com (7/26/2002)	SOV0096377
•376	Correspondence between representatives of Divine Technology Ventures and Game Link, Inc. (9/2002)	SOV0084306- 310
• 377	Correspondence between representatives of Divine Technology Ventures and Game Link, Inc. (9/29/2002)	SOV0084345
.378	Correspondence between representatives of Divine Technology Ventures and Game Link, Inc. (10/10/2002)	SOV0084341
• 379	Complaint filed by Divine Technology Ventures against Wine.com, Inc. (9/20/2002)	SOV0083874- 879
• 380	Voluntary Dismissal filed by Divine Technology Ventures against Wine.com, Inc.(10/24/2002)	SOV0083862
•381	Correspondence between representatives of Divine Technology Ventures and Bikecology, Inc. (9-10/2002)	SOV0084389- 417
• 382	Correspondence between representatives of Divine Technology Ventures and Bikecology, Inc. (9/16/2002)	SOV0084427
•383	Correspondence between representatives of Divine Technology Ventures and Cartronix, Inc. (10/17-20/2002)	SOV0095688- 689
•384	Correspondence between representatives of Divine Technology Ventures and Cartronix, Inc. (9/26/2002)	SOV0095722

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*385	Correspondence between representatives of Divine Technology Ventures and Cartronix, Inc. (9/12/2002)	SOV0095738
· 386	Complaint filed by Divine Technology Ventures against Direct Distributions Enterprises, Inc. (10/11/2002)	SOV0082411-16
• 387	Correspondence between representatives of Divine Technology Ventures and L.H. Internet (10/16/2002)	SOV0084928
. 388	Correspondence between representatives of Divine Technology Ventures and L.H. Internet (10/4/2002)	SOV0084934- 935
*389	Correspondence between representatives of Divine Technology Ventures and L.H. Internet (9/13/2002)	SOV0084945
*390	Complaint filed by Divine Technology Ventures against Five Star Video, L.C. d/b/a Five Star Video Distributors (9/26/2002)	SOV0082617- 622
• 391	Correspondence between representatives of Divine Technology Ventures and GLOOKS.com (10/2002)	SOV0086405- 407
• 392	Correspondence between representatives of Divine Technology Ventures and GLOOKS.com (9/26/2002)	SOV0086416
• 393	Correspondence between representatives of Divine Technology Ventures and GLOOKS.com (9/10/2002)	SOV0086426
• 394	Correspondence between representatives of Divine Technology Ventures and Spun.com (10/8/2002)	SOV0082195
• 395	Correspondence between representatives of Divine Technology Ventures and Spun.com (9/25/2002)	SOV0082207
• 396	Voluntary Dismissal filed by Divine Technology Ventures against Bellacor.com, Inc. (11/5/2002)	SOV0084838- 840
• 397	Complaint filed by Divine Technology Ventures against Bellacor.com, Inc. (9/16/2002)	SOV0084899- 904
• 398	Correspondence between representatives of Divine Technology Ventures and Kreiss Enterprises, Inc. (10/16/2002)	SOV0082240
*399	Correspondence between representatives of Divine Technology Ventures and Kreiss Enterprises, Inc. (10/4/2002)	SOV0082263

• 400	Correspondence between representatives of Divine Technology Ventures and Odimo Incorporated (10/31/2002)	SOV0084686
. 401	Correspondence between representatives of Divine Technology Ventures and Odimo Incorporated (9/2002)	SOV0084694- 696
• 402	Correspondence between representatives of Divine Technology Ventures and Cadence 120 Bicycle Works, Inc. (10-11/2002)	SOV0084996- 032
. 403	Correspondence between representatives of Divine Technology Ventures and Bissenger French Confections (10/22/2002)	SOV0084797
• 404	Correspondence between representatives of Divine Technology Ventures and CLBL, Inc. (11/5/2002)	SOV0086976
*405	Complaint filed by Divine Technology Ventures against Thompson & Morgan, Inc. and Thompson & Morgan (Group) Holdings Limited (11/20/2002)	SOV0085122- 127
٠ 406	Litigation Related Documents and correspondence re divine v. Thompson & Morgan	SOV0085225- 286
. 407	Settlement agreement and proof of payments by Advance Comfort to Divine Technology Ventures	SOV0083488- 514
• 408	Advance comfort pleadings	SOV0083588- 614
• 409	Correspondence between representatives of Divine Technology Ventures and Allposters.com,Inc. (10/30/2002)	SOV0083958
• 410	Complaint filed by Divine Technology Ventures against Allposters.com, Inc. (11/13/2002)	SOV0084069-79
• 411	Correspondence between representatives of Divine Technology Ventures and DVDPlanet.com, Inc. (1/26/2002)	SOV0096174- 175
• 412	Correspondence between representatives of Divine Technology Ventures and DVDPlanet.com, Inc. (10/30/2002)	SOV0096192

• 413	Correspondence between representatives of Divine Technology Ventures and DVDPlanet.com, Inc. (10/2/2002)	SOV0096202- 203
*414	Correspondence between representatives of Divine Technology Ventures and DVDPlanet.com, Inc. (9/10/2002)	SOV0096219 .
*415	Correspondence between representatives of Divine Technology Ventures and System Optics, Inc. (1/4/2003)	SOV0096081-82
•416	Correspondence between representatives of Divine Technology Ventures and System Optics, Inc. (1/16/2003)	SOV0096112
•417	Correspondence between representatives of Divine Technology Ventures and System Optics, Inc. (11/4/2002)	SOV0096144- 145
• 418	Complaint filed by Divine Technology Ventures against Johnny Selected Seeds	SOV0087210- 218
• 419	Correspondence between representatives of divine and eyeglasses.com	SOV0083840
*420	Correspondence between representatives of divine and Tryiton Eyewear, LLC	SOV0083838
•439	Article-Webstore by Amazon http://webstore.amazon.com/WebStore- Pricing/	
•440	Article-Webstore by Amazon, http://webstore.amazon.com/Benefits-of- WebStore-by-Amazon/	
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•445	Correspondence between representatives of Divine Technology Ventures and Perfumania.com (09/03/02)	SOV-0096355
*446	Correspondence between representatives of Divine Technology Ventures and Cadence 120 Bicycle Works Inc. (09/20/02)	SOV-0085054

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•447	Correspondence between representatives of Divine Technology Ventures and Cadence 120 Bicycle Works Inc. (09/13/02)	SOV-0085059
•448	Patent Assignment and License agreement between Open Market and Internet Number Corporation	SVN2-0040611 -619
• 486	CV of Edward Tittel	
• 488	Library of Congress Catalog entry, Ellsworth, "Using CompuServe"	
•489	Nash Community College Library Catalog entry, Ellsworth, "Using CompuServe"	
• 490	Ohio Private Academic Libraries, Walsh Library Catalog Entry, Ellsworth, "Using CompuServe"	
•491	Toronto Public Library Catalog Entry, Ellsworth, "Using CompuServe"	,
• 492	California State University Northridge Library Catalog Entry, Ellsworth, "Using CompuServe"	
. 493	The University of Illinois at Chicago Library Catalog Entry, Ellsworth, "Using CompuServe"	·
. 494	Lake County Public Library Catalog Entry, Ellsworth, "Using CompuServe"	
• 495	Library of Congress Catalog entry, Bowen and Peyton, "How to get the most out of CompuServe"	
• 496	Azusa Pacific University library Catalog entry, Bowen and Peyton, "How to get the most out of CompuServe"	
•497	Cleveland Public Library Catalog entry Bowen and Peyton, "How to get the most out of CompuServe"	٠
,498	University of South Florida Library Catalog entry, Bowen and Peyton, "How to get the most out of CompuServe"	
•499	Buffalo & Erie County Public Library Catalog entry, Bowen and Peyton, "How to get the most out of CompuServe"	٨
, 500	Upper Arlington Public Library Catalog entry, Bowen and Peyton, "How to get the most out of CompuServe"	
501 ،	Library of Congress Catalog entry, Campbell, "CompuServe CIM Running Start"	5
502	Oakland Public Library Catalog entry, Campbell, "CompuServe CIM Running Start"	
• 503	Texas Tech University Catalog entry, Campbell, "CompuServe CIM Running Start"	
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*504	Certified copyright registration for How to get the most out of CompuServe by Bowen and Peyton (published January 2, 1989)	
•505	Certified copyright registration for CompuServe CIM Running Start by Campbell (published May 24, 1993)	
1506	Telecom Archive, CompuServe CIM Running Start Book Review	
515	The Trail Guide to CompuServe by Robert R. Wiggins and Ed Tittel, ISBN 0201408341, Addison Wesley Longman (September 1994)	

Dated: April 25, 2010

By: /s/ Kent E. Baldauf, Jr.

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Attorneys for Newegg Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing DEFENDANT NEWEGG'S TRIAL EXHIBITS LIST (NO OBJECTIONS) was served via email this 25th day of April, 2010 upon the following:

Clark Craddock, Esq. Jones Day 222 E. 41<sup>st</sup> Street New York, NY 10017 ccraddock@jonesday.com

/s/ Daniel H. Brean
Attorney for Defendant Newegg Inc.